



JRW

PATENT  
Customer No. 22,852  
Attorney Docket No. 08203.0030-01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
 )  
Frank BONADIO et al. ) Group Art Unit: 3743  
 )  
Application No.: 10/600,812 ) Examiner: Dinnatia DOSTER GREENE  
 )  
Filed: June 20, 2003 )  
 )  
For: APPARATUS FOR USE IN ) Conf. No.: 7588  
SURGERY AND A VALVE )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

BEST AVAILABLE COPY

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), and supplemental to the IDSs filed on December 5, 2003 and March 22, 2004, Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO/SB/08. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Applicants are not required to provide copies of the listed U.S. patents and U.S. patent application publications. A copy of the listed non-U.S., non-English document is enclosed. A translation of the non-English document is also enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 22, 2005

By: 

Roland G. McAndrews  
Reg. No. 41,450

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

1

of

1

**Complete if Known**

Application Number	10/600,812
Filing Date	June 20, 2003
First Named Inventor	Frank BONADIO et al.
Art Unit	3743
Examiner Name	Dinnatia DOSTER GREENE
Attorney Docket Number	08203.0030-01000

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		6,254,534	07-03-2001	Butler et al.	
		6,582,364	06-24-2003	Butler et al.	
		6,578,577	06-17-2003	Bonadio et al.	
		6,623,426	09-23-2003	Bonadio et al.	
		6,846,287	01-25-2005	Bonadio et al.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		SU 1342485 A1	01-07-1987	Russia		Yes

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

BEST AVAILABLE COPY